

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION

22386 U.S. PTO
10/664029
09/17/03

Mail Stop Patent Application

Atty. Dkt. 1579-804

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Date: September 17, 2003

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:
IMMUNOGEN

Without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

Newly executed Declaration, Copy of Declaration from prior application, Abstract

Please delete the following inventors in the continuation/division/continuation-in-part application:

Deleted persons:

72 pages of specification and claims (including 27 numbered claims), and

37 sheets of accompanying drawing/s.

Attached is a Power of Attorney.

Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

| Application Number | Country | Day/Month/Year Filed |
|--------------------|---------|----------------------|
|--------------------|---------|----------------------|

, respectively, the entire content of which is hereby incorporated by reference in this application..

Certified copy(ies) of foreign application(s) is/are attached.

Certified copy(ies) filed on _____ in prior application no. _____ filed _____

This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.

This application is a continuation/ division/ continuation-in-part of Application No. 09/960,717, filed September 24, 2001, which claims priority from Provisional Application No. 60/234,327, filed September 22, 2000, Provisional Application No. 60/285,173, filed April 23, 2001, Provisional Application No. 60/323,697, filed September 21, 2001 and Provisional Application No. 60/323,702, filed September 21, 2001, the entire contents of which are hereby incorporated by reference in this application.

Petition filed in prior application to extend its life to insure co-pendency.

The prior application is assigned to DUKE UNIVERSITY, Durham, North Carolina,

It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein.

Applicant claims "small entity" status. "Small entity" statement attached.

Please enter the attached and/or below preliminary amendment prior to calculation of filing fee:

Also attached: Information Disclosure Statement; Non-Publication Request; Nucleotide and/or Amino Acid Sequence Submission; Statement deleting Inventor(s) named in prior application; Other:

| | | | | | |
|----|-------------------|---|----------|--------------------------------|-------------------------|
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See attached sheet(s) for additional inventor(s) information!!

Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8th Floor, Arlington, VA 22201.

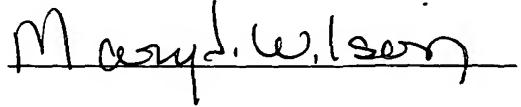
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